

Joshua J.C. Ulloa  
Reg No. 02758-093  
United States Penitentiary LOMPOC  
3901 Klein Blvd.  
Lompoc, California 93436-2706

**FILED**  
DISTRICT COURT OF GUAM

JAN 10 2011 \*

Pro-Se.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF GUAM  
(HAGATNA)

JEANNE E. QUINATA  
CLERK OF COURT

UNITED STATES OF AMERICA,  
Respondent,

Civil No. \_\_\_\_\_

-vs-

D.C. No. 1:07-cr-00111-1  
1:08-cr-00013

ADRIAN ALMONTE,  
Petitioner.

(Chief Judge Tydingco-Gatewood)

MOTION FOR PRODUCTION OF DOCUMENTS

COMES NOW, Joshua J.C. Ulloa, (Hereinafter "Ulloa"), pro-se, an  
incarcerated federal prisoner presented housed at the United States Penitentiary  
located in Lompoc, California.

Mr. Ulloa respectfully files the instant Motion For Production of Documents  
based on the Clerk of Courts apparent reluctants and continual dissimulation  
of contradictory information in respects to Mr. Ulloa obtaining the documents  
listed below. In support of this motion Mr. Ulloa asserts the following.

1. Mr. Ulloa has been attempting to obtain docket entry 34; 35; 132, since  
April 6, 2010, in an effort to competently file a 28 U.S.C. §2255 motion.

2. After a month of not the clerk of court not responding, Mr. Ulloa forwarded  
a letter to the clerk of court on May 25, 2010, in reference to obtaining the  
aforementioned documents.

3. On June 1, 2010, Mr. Ulloa began preparing a 28 U.S.C. §2255 application  
as not to be time barred by the 1 year filing statute. On June 2, 2010, Mr.  
Ulloa provided the §2255 application to USP LOMPOC, (L-Unit), Federal Bureau of  
Prison staff at 6:10 a.m.

4. On June 7, 2010, Mr. Ulloa assuming asked his sister in Guam to contact

1 the Clerk of Courts to inquire whether the documents had been forwarded or  
2 the Clerk quoted the transcription fee. When Mr. Ulloa phoned his sister, he  
3 was informed the clerk office had no record of correspondences from him, and he  
4 should contact them directly for the transcripts.

5 5. On June 7, 2010, Mr. Ulloa began a pro-se brief in support from the  
6 contents of the Federal Bureau of Prisons Pre-Sentence Report. On June 9, 2010,  
7 Mr. Ulloa completed without the benefit of the aforementioned transcripts.

8 6. On June 10, 2010, 06:00 a.m., Mr. Ulloa provided the Brief In Support to  
9 L-Unit Officer at USP LOMPOC. for placement in the United States Postal Service  
10 Mailing system.

11 7. During the months of August, September, and October, 2010, Mr. Ulloa  
12 wrote four letters to the clerk of courts office in reference to obtaining  
13 the aforementioned documents.

14 8. After Mr. Ulloa explained the problem to his mother Ms. Avina C. Ulloa,  
15 she personally went to the Clerk of Courts Office to purchase the said  
16 documents in behalf of Joshua Ulloa. The clerk whom assisted Ms. Ulloa informed  
17 her the documents were free if Joshua Ulloa wrote a letter to the clerk office  
18 requesting such. Ms. Ulloa informed the Clerks office that her son had been  
19 writing for months, and to date has not received a response. Clerks name is  
20 unknown, but Ms. Ulloa did obtain a docket sheet at the time of visit.

21 9. After receiving Ms. Avina Ulloa's email, Joshua Ulloa forwarded another  
22 letter to the clerk of court requesting the documents. Subsequently, another  
23 inmate informed Mr. Ulloa court documents are not free, and his Ms. Avina  
24 Ulloa went back to the clerk of courts office. During this visit a different  
25 clerk informed Ms. Ulloa, someone misinformed her in respects to free documents,  
26 and that Mr. Ulloa's letter requesting the said documents are before the Court  
27 for consideration.

28 10. On December 7, 2010, Ms. Lavina Cruz contacted Pro-Se Clerk Geraldine

1 Cepeda whom informed her the documents would take up to 6 months to obtain.

2 11. On or about December 14, 2010, Mr. Ulloa received a copy of the Plea  
3 Agreement in the mail, but not the Rule 11 transcripts, and Sentencing Trans-  
4 cripts requested.

5 12. On December 13, 2010, Ms. Lavina Cruz contacted Clerk Geraline Cepeda to  
6 verify the incredible waiting time of six months, and cost of such documents.

7 Mr. Ulloa respectfully request this Honorable Court to ORDER the Clerk  
8 of Court to timely produce the aforementioned documents in an effort for him  
9 to amend his \$2255 motion with any relevant information which may be contained  
10 in the said documents.

11 CONCLUSION

12 In conclusion, Mr. Ulloa prays this Honorable Court grant his request  
13 Ordering the Clerk of Court To Timely Produce The Said Documents.

14 Respectfully submitted,  
15 December 30, 2010.

Mr. Joshua J.C. Ulloa.

16 CERTIFICATE OF SERVICE

17 I, Joshua Ulloa, certify that the enclosed motion for production of  
18 documents has been forwarded to the following parties:

19 U.S. District Court of Guam  
20 Attn: Clerk of Court  
520 W. Soledad Avenue. 4th Floor.  
Hagatna, Guam 96910

U.S. Attorney's Office  
Attn: Rosetta San Nicolas, AUSA  
108 Herman Cortez Avenue. Suite 500  
Hagatna, Guam 96910

22 The enclosed motion is considered filed at the time it is provided to  
23 Federal Bureau of Prison for mailing in the U.S. POstal Service pursuant to  
24 Houston v. Lack.

25 Date: December 30, 2010.

Mr. Joshua J.C. Ulloa.

December 30, 2010.

Dear Pro-Se Clerk Geraldine Cepeda;

Good Morning! Can you please file the enclosed documents, and forward a stamped copy back to me. I thank you for all of your assistance in respects to this matter.

Happy holidays to you and yours.....

Joshua J.C. Ulloa.

**RECEIVED**

JAN 10 2011

**DISTRICT COURT OF GUAM  
HAGĀTÑA, GUAM**

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United States Penitentiary LOMPOC  
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Lompoc, California 93436-2706



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DISTRICT COURT OF GUAM  
HAGATÑA, GUAM

⇔02758-093⇔

District Court Of Guam  
Attn: Clerk of Court  
4th Floor, US Courthouse  
520 West Soledad Ave.  
Hagatna, GU - 96932  
United States